

82-5678

SUPREME COURT OF THE UNITED STATES

WASHINGTON, D.C. 20543

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SUPREME COURT, U.S.

Rt.Rev.Dr.Edward Wayland

Appellant/Plaintiff

against

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OFFICE OF THE CLERK
SUPREME COURT, U.S.

United States of America

Appellee/Defendant

No. _____

JURISDICTIONAL STATEMENT

ON APPEAL from U.S.D.Ct.
U.S.C.A.1.

U.S.D.Ct. 81-2852-N
U.S.C.A.1. 82-1609

Rt.Rev.Dr.Edward Wayland
P.O.Box 283
Haverhill, Mass. 01830

Attorney General
Dept. Justice
Washington, D.C. 20530

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CERTIFICATE OF SERVICE

This is to certify that service of the foregoing
JURISDICTIONAL STATEMENT on appeal from the U.S.D.Ct., U.S.C.A.1.
has been made this *4th* day of *October* 1982 upon Appellees
by depositing a copy thereof in the United States mail postage
prepaid addressed to

Attorney General
Dept. Justice
Washington, D.C. 20530

Solicitor General
Washington, D.C.
10/23/82

Rt Rev Dr Edward Wayland *pro se*
forma pauperis
Sovereign Citizen; Preamble.A.9,10
Sovereign Immunity; " " "
Former scientist Manhattan Project
Affidavit//Theological Judgment

RT. REV. EDWARD WAYLAND
P. O. BOX 283
HAVERHILL, MA 01830

Solicitor General

SUPREME COURT OF THE UNITED STATES

WASHINGTON, D.C.

Rt.RevDr.Edward Wayland

Appellant/Plaintiff

against

United States of America

Appellee/Defendant

U.S.D.Ct. 81-2852-N
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JURISDICTIONAL STATEMENT

On Appeal from the U.S.D.Ct.; U.S.C.A.1.

DIVERSO INTUITU
Christian Manifesto

Instant Case is CHURCH-STATE confrontation.

All the lower courts, and Appellees, ADMITTED, ADMITTED/AVERRED as TRUE all the facts and law of Appellant's Complaint and pleadings; then proceeded to violate their Article 6, U.S.Constitution, oath/affirmation to uphold the Constitution of the United States as the Supreme Law of the Land; and pulled out of thin-air groundless and fraudulent decisions.

Appellee/Defendant, United States of America, allegedly innocent of criminality, in electing to defend the criminal actions of governmental, quasi-governmental, and PRIVATE corporations or organizations assumed all the criminality of these criminal groups; and which criminality has been, and remains ADMITTED, ADMITTED/AVERRED as TRUE; and thus Prima Facie Evidence that cannot now be denied.

See J. Brandeis in *Olmstead v U.S.* (1928)

Thus, the actions of the lower courts cannot be interpreted as simple error. It was, and remains Contempt-of-the-Constitution. Thus, having lost all jurisdiction/authority (if any) for violations of the U.S. Constitution, all findings are illegal, unlawful, unconstitutional and null and void as though they had never been made.

Appellant, Rt. Rev. Dr. Edward Wayland, demanded Jury Trial and all Procedural Safeguards (Art. 3, Amend. 5, 6, 7; Common Law Public Wrong); and these were denied him. In fact.. NO trial was ever held. Nor was any hearing ever held.

Appellant demanded Redress of Grievance, and Religious Rights. These, of course, were also violated (Amend. 1, 9, 10)

Appellant demanded Mandated and Guaranteed Protections. The lower courts ignored the demands (Amend. 1, 4, 5, 9, 10, 14)

The lower courts violated the Inalienable Sovereignty of Appellant (Preamble, Amend. 9, 10; Common Law; Theological Law; Body of Liberties, 1641; etc.) and acted without permission/consent of the Sovereign Citizen.. which is requirement in Republic (of individuals) under CONTRACT: the U.S. Constitution, wherein the government is particularly mandated to be servant (on good behaviour), and, as servant, can not exceed the master. (Preamble, Amend. 9, 10; Common Law; New Testament).

The alleged branch that the lower courts defended is under the name of Internal Revenue Service, which has admitted to being illegal, unlawful, unconstitutional. In view of the fact that there has NEVER been an Enabling Act (legal or illegal) establishing the Internal Revenue Service (Bureau Internal Revenue irrelevant and immaterial), the I.R.S. is NOT a branch of government, but is, in fact a private corporation or organization. Thus, the I.R.S. has what is termed state-grant privileges...but NO RIGHTS. And, where the Constitution forbids the granting of privileges, the exact status of the I.R.S. which is not government, nor quasi-government, possibly private corporation remains undefined. Thus, where the defendant elected to defend a quasi-what, and refused to defend the Appellant, Rt. Rev. Dr. Edward Wayland, has established Breach of Contract, Breach of Covenant, Breach of Faith.

Appellant, Rt. Rev. Dr. Edward Wayland has charged that the I.R.S. is an Unregistered Agent for Foreign, and Alien, powers. This charge has never been answered.

The only legitimate function of the Judiciary is to protect the Sovereign Citizen from oppressive government practices; in this instance the protection of illegal, unlawful, unconstitutional private corporations that have no jurisdiction/authority..and most certainly do not have Appellant's permission/consent; and which has proven it is possibly unregistered foreign agent; and which appears to be an extension of the C.I.A. declaration of war (May 1954) T.M.-SW7905.1 and which has exalted "privilege" to a status higher than that of Sovereign Citizen Sovereign Immunity RIGHTS.

That where neither the Constitution of the United States, nor Common Law, nor Theological Law establish a standard Petition-for-redress-of-Grievance, this Petition is valid: prepared by Sovereign Citizen Sovereign Immunity (Preamble, Amend. 9, 10; Declaration of Independence) pro se forma pauperis; and as such is Affidavit of Christian Minister, and declared Theological Judgment under Body of Liberties, 1641 (via Art. 6 U.S. Const), following as closely as possible Jurisdictional Statement Rule 15 of the Rules of the Supreme Court; and submits this Appeal to establish that the Supreme Court of the United States has jurisdiction granted to it by the Rules and by the Sovereign Citizen Sovereign Immunity Appellant, Rt. Rev. Dr. Edward Wayland.

However, that jurisdiction is limited to Amendment 1 Redress.

The U.S. Constitution, or any part thereof, being Constitutional and binding (and jurisdictional), the lower courts did not have the jurisdiction/authority to pick-and-choose what cases they would, or would not hear. Such action is LEGISLATION..not judgment..in violation of the mandate that only Legislature can make laws (if legal, lawful, Constitutional)..and those must be within the boundaries of the Constitution enumerated powers.

In the early days when a man had a grievance he redressed it himself. During the formation of societies he gave up that right on the theory that when he was grieved the society was grieved and the society redressed it for him. However, when that society refuses to redress his grievance, or when that society is the source of his grievance, that society has given back to the man the Right to Redress it himself..and that society has lost all jurisdiction/authority of that man.

Preamble. Amend. 9, 10; Common Law; Theological Law; Body of Liberties 1641; etc. etc.

The U.S.D.Ct., U.S.C.A.1, U.S.S.Ct. has AFFIRMED to the Appellant, Rt. Rev. Dr. Edward Wayland, the unenumerated, reserved, and inalienable RIGHT to redress his grievance.

Appellee has ADMITTED, ADMITTED/AVERRED AS TRUE to being in Contempt-of-Constitution; Violation of Amendment 1 Right-to-Petition, ESTABLISHMENT and FREE EXERCISE clauses; Denied demanded JURY trial; and numerous other Rights: Constitutional, Common Law, Theological, too numerous to list in these narrow confines, but which are not waived by present omission.1

In so violating, Appellee, lower courts, lost all actual and implied jurisdiction/authority of the person, property, papers, effects (Amend. 4)(Am Jur 2d: Constitutional Law, Court, Jurisdiction, Jury, Taxpayer Actions).

Thus, all findings, orders, mandates, etc. of the lower courts are null and void as though they had never been made (U.S. Const) Common Law; Theological Judgment). These are included in the appendix out of courtesy..not because of validity (which they do not have).

In addition, for continued, unending violations of the Constitutional Rights of Sovereign Citizen Sovereign Immunity Appellant, Rt. Rev. Dr. Edward Wayland, and wherein the judges of the U.S.C.A.1.

cannot be impeached under Defective Amend.17-Senate, Appellant, acting in his Sovereignty (Preamble,A.9,10,etc.) has FIRED the Judges thereof.

IT IS WRITTEN

Saul, on the road to damascus (to persecute more Christians, having run out of the local supply) heard the Voice of the Lord Jesus Christ "saying unto him, Saul, Saul, why persecutest thou Me?" Acts 9:4

For It Is Written that those who persecute the Church of Jesus Christ persecute Jesus Christ HIMSELF.

And those whoso shall receive one little child in My Name receiveth Me.

But whoso shall offend one of these little ones which believe in Me, it were better for him that a millstone were hanged about his neck and he were drowned in the depth of the sea.

Woe unto the world because of offenses! for it must needs be that offenses come; BUT WOE TO THAT MAN BY WHICH THE OFFENCE COMETH! Matt 18:4-7

WOE TO THAT MAN BY WHOM THE OFFENCE COMETH!

This nation is established as a Christian Nation.

Thus, this Court must redress the oppressive, Anti-Christ government practices grieved-of; and which have been repeatedly ignored by the lower courts. Appellant, Rt.Rev.Dr.Edward Wayland does not come into this court empty-handed. Refusal to Redress.. or to mandate Relief Demanded (Jury Trial demanded), establishes instant Petition as Minister AFFIDAVIT and THEOLOGICAL JUDGMENT, and, as TRUE. Not a partial-truth, but Total TRUTH that remains TRUE irrespective of court actions. This is automatically REVOKED the "consent of govenned" clause of Preamble, Amend.9,10, Declaration of Independence.

I

OPINION BELOW

This is CHURCH-STATE confrontation.

Not once did the lower courts face that fact...and hedged, fudged, and denied Jury Trial demanded...without even a hearing.

11/10/81, Appellant demanded Nelson get off case for unending violation Constitutional Rights (ignored).

12/11/81; 1/5/82; 5/22/82, Appellant demanded Default Judgment on multiple grounds. (ignored)

3/5/82; Appellant filed Declaration of Immunity; and Writ of Habeas Corpus establishing Sovereignty of the Citizen (Ignored) (however, admitted, admitted/averred as TRUE; prima facie evidence)

April 26, 1982 the U.S.D.Ct. dismissed without hearing, without jury trial, without addressing the Amendment 1 issues, with a

three-page Memorandum that Appellant challenged; and which Challenge is Admitted, Admitted/Averred as True; Prima Facie Evidence. Included were the charges of FRAUD and Lack of Jurisdiction/Authority. Until such charges are disproven, the court can NOT proceed, nor issue orders, nor are any prior-issued valid.

Thus, the lower court, Appellee, etc. Admitted, Admitted/Averred as TRUE all Appellants Complaint, pleadings, etc. (AAAT/PFE will be hereinafter used).

Sept. 7 and 19, 1982, the U.S.C.A.1. dismissed without hearing. Appellant challenged the dismissal; and which pleading was also AAAT/PFE. In addition, for violation of Constitutional Rights, and for prior declaration the U.S. Constitution is not valid binding law, Appellant FIRED the court.

II

PARTIES LITIGANT

Appellant, Plaintiff, Rt.Rev.Dr.Edward Wayland, is a Citizen of the United States of America; and is Sovereign with Unalienable Sovereign Immunity Rights (Preamble; A.9,10; Declaration of Independence); and that, as Republic, his individual permission/consent is a requirement.

Rt.Rev.Dr.Edward Wayland is Christian Minister, ordained 1/6/38; former scientist Manhattan Project

With Absolute, Inalienable Right to be Let Alone.

Appellee, U.S.A., defendant herein for violations of the Constitution, Constitutional, Common Law, etc. Rights is under CONTRACT to Appellant, as his servant (U.S.Const.; Preamble.A.9,10); and, as servant, has only such jurisdiction/authority as granted by permission/consent of Appellant, master.

III

JURISDICTION

Jurisdiction/authority to redress his grievance (only) is granted to this court by the Sovereign Citizen Sovereign Immunity Rt.Rev.Dr.Edward Wayland, Christian Minister.

Further jurisdiction (also limited to redress only) is brought under the Constitution and parts thereof:

Articles 3,4,6; Amendments 1,2,4-10,13,14 (any portion of which is jurisdictional).

Magna Carta 1215 A.D.

Body of Liberties, 1641 (Comm.Mass.Magna Carta) which established the Word of the Minister as Affidavit; and as Theological Judgment (which must be HONORED in the courts); and the provisions of FREEMAN; ALLODIAL FREEHOLD..absolute ownership of property by absolutely FREE MAN.

Declaration of Independence (establishment of Citizen total Sovereignty; and provides that NO government has jurisdiction/authority without "consent of governed"; and, this being REPUBLIC, "consent" is of INDIVIDUAL..not of mob-rule majority.

Common Law Public-Wrong: wherein government is a litigant.. proceedings are CRIMINAL; and all procedures and safeguards apply, including Burden-of-Proof. Anything less is government-lynching; and "case-law" is judicial "make-law" in violation of Constitution (Legislature)

Federal Rules of Civil Procedure Rule 8, 12(b)(6), etc. wherein affirms the Common Law in all that is NOT answered nor denied completely is ADMITTED, ADMITTED/AVERRED AS TRUEfor all time!

Thus, Citizen demand for proof of jurisdiction/authority when not proven is admittedly government FELONY (Brandeis in Olmstead v US)

Article X (Const.Mass) which mandates that when the government fails to protect: Sovereign Citizen is not required to pay; and Common Law (Christian) the government ceases to have jurisdiction/authority.

Allegedly: (*)

26 U.S.C. 1443, 7206, 13, 14, 17, 7344, 7804(b)

281 U.S.C. 1346

42 U.S.C. 1983, 1985, 1986, 1988

(*)However, statutes since 1915 under Amend.17-Senate are suspect

And, whatsoever is not listed herein is not waived by omission (both above and below).

IV

STATEMENT OF THE ISSUES PRESENTED

No court can violate the Constitutional Rights of the Sovereign Citizen without total loss of jurisdiction/authority. Such an unconstitutional Court can NOT issue valid orders, findings, mandates. Res judicata. AAAT/PFE

This nation has a Constitution. A CHRISTIAN Constitution that binds the Appellee into contract TO the Sovereign Citizen. Any violation of the Contract is (a) release of other party from further obligation; (b) Felony, Treason, Anarchy, Outlaw; (c) attack upon the SOVEREIGNTY of the Citizen; (d) calling a MINISTER a LIAR. GOD does NOT allow that. HE may hold his judgment in abeyance but it is most certain. Res judicata. AAAT/PFE

The lower courts violated the provisions of the Constitution; Denied Due Process; Denied Jury Trial; Denied Right to Petition; Denied ESTABLISHMENT and FREE EXERCISE clauses; Denied Sovereignty (Preamble.A.9,10; Declaration of Independence); Denied Common Law & Theological Rights; etc.etc.etc. Res judicata. AAAT/PFE

All branches of government, state and federal, (and quasi- or sub-divisions-, etc.) are bound by Article 6 to Uphold the Constitution as the Supreme Law. This means that the U.S.C. is to be ENFORCED..not misinterpreted.

Thus, violations by any branch, quasi-, or sub-division-, of the Constitutional Rights is loss of jurisdiction/authority. AAAT/PFE

The Internal Revenue Service violated the Constitutional Rights of Sovereign Citizen Sovereign Immunity Appellant, Rt.Rev.Dr.Edward Wayland, without his permission/consent; and of course, lost any jurisdiction/authority it may or may-not have had. AAAT/PFE

Appellee, U.S.A., elected to violate its only legitimate function: to protect the Sovereign Citizen; and elected to defend an admitted CRIMINAL: the I.R.S. AAAT/PFE.

The I.R.S. has ADMITTED and AVERRED it is illegal, unlawful, unConstitutional under defective Amend.17-Senate. That the I.R.S. though calling itself as a branch of the Treasury Department is the Gestapo-arm, or American Mafia Branch of the C.I.A. (which declared war upon the sovereign citizens May 1954:T.M.-SW7905.1). However, investigation of the establishment of the I.R.S....where-in there has been found NO ENABLING ACT, or other device, has established that the I.R.S. is a PRIVATE group or organization that is not a valid branch of government. However, under gov't-grant privileges, the I.R.S. is BOUND by Article 6 of the U.S.Constitution. Furthermore, it has been charged that the actions of the I.R.S. are foreign and alien to the Constitution: therefore each and every part of the I.R.S. is an unregistered foreign agent. AAAT/PFE.

This, the Appellee elected to defend; and, in so doing, has attacked the Minister, the Church, has Failed-to-Protect, is in Breach of Contract, Covenant, Faith, and has stirred up such a stench of Evil as to gag the Christian. See Neuremberg. AAAT/PFE

Article X of the Constitution of Mass. states bluntly that when the government fails to protect...the citizen is NOT required to pay. However, failure-to-protect also violates the Constitution of the U.S. mandates: Preamble, Amendment 4,9,10 and is, of course, also loss of jurisdiction/authority. Res Judicata. AAAT/PFE.

The question of jurisdiction/authority can NOT be determined by self-serving branch of government. It is a function of Sovereign Citizen Sovereign Immunity Common Law Jury Trial per pais peers. Denying jury trial does not establish jurisdiction/authority; it affirms an act of Felony, Treason, Anarchy, and is Contempt-of-Constitution. AAAT/PFE.

That the Department of Justice, allegedly representing the Appellee is illegal, unlawful, unConstitutional under defective Amend.17-Senate. And that, in refusing to protect the Rights of

Appellant, Rt.Rev.Dr.Edward Wayland, both IN and OUT of court (Notice of Felony), has also lost any semblance of jurisdiction/authority. Thus, no part of the Dept. Justice has the jurisdiction/authority.. nor permission/consent..to represent Appellee in ANY court of the land. AAAT/PFE both orally, etc.

The lower courts have been rebuked; the Dept. Justice has been rebuked; the I.R.S. has been rebuked; the Appellee has been rebuked. Each has refused to repent; and, as it is written in Matt.18:17.. they are to be treated as heathen men and publicans. AAAT/PFE

And that, in having Admitted to want of Jurisdiction, the U.S.Atty. office could NOT file valid pleadings, motions, etc.; and could not lawfully, legally, Constitutionally defend in any way whatsoever. This is in addition to being in Default...which the lower courts ignored, thus also violating Equal Protection, Privileges, and Immunities clauses. AAAT/PFE

But the most horrible of all is the violation of the religious Rights of the Church and Appellant. In violating the sanctuary of Church, Appellee has given up, in addition to above, all right to moral treatment and consideration. For such violations are OF SATAN, not of GOD. AAAT/PFE

In CHURCH-STATE confrontation, no government, nor branch, etc. of government can attack a Church or Minister, for that is ESTABLISHMENT of Anti-Christian Religion; and interferes with the FREE EXERCISE of Christian Religion. Preamble.Amend.1,9,10;Body of Liberties; Declaration of Independence. Res judicata AAAT/PFE

V

QUESTIONS PRESENTED

1. Can any court refuse to enforce the Constitution when a Constitutional question is presented, or Constitutional Rights are presented?

(Not when petition for redress of grievance involves Constitution. Res Judicata)

2. Can a court ignore the Constitution and blindly follow quicksand statutes, which is admitted to be illegal, unlawful, unconstitutional; and then to pick-and-choose such statutes to deprive of rights under others more valid?

(Art.6 U.S.Const. states; NOT and retain jurisdiction/authority, res judicata. AAAT/PFE)

3. In CHURCH-STATE confrontation, where does the court get the jurisdiction/authority to violate Amend.1 ESTABLISHMENT and FREE EXERCISE clauses?

(It cannot! res judicata).

4. Can a court proceed when charged with FRAUD, Contempt-of-Const., lack of Jurisdiction/Authority?

(No. Charges must be disproven. Burden-of-Proof on gov't)

5. Can a court call the Constitution not valid? Frivolous?

(Such court becomes unconstitutional. AmJur2d res judicata)

6. Can the Appellee defend an illegal, unlawful, unConstitutional "branch" of government, and protect the criminality of the same without accountability?

QNO. Such action releases the Sovereign Citizen, as Christian from any and all obligations to the United States of America. The statement of "government immunity" is a FRAUD. For the Preamble, A. 9, 10, etc. establish the Citizen as SOVEREIGN...and the servant cannot claim immunities greater than the master).

AAAT/PFE

VI

STATEMENT OF THE CASE

October 29, 1981, the illegal, unlawful, unConstitutional I.R.S. filed illegal LIEN upon Christian Church, and refused to remove it, for this was punitive action by I.R.S. against Appellant. AAAT/PFE

Appellant, Rt.Rev.Dr.Edward Wayland, filed several actions in the state and federal courts against the I.R.S., the Registry of Deeds for recording false and fraudulent matter in a public place, and against Appellee for condoning illegal I.R.S., for Failure-to-Protect, etc.etc. (see Complaint in Appendix). AAAT/PFE

Appellee ADMITTED as TRUE all the Complaints and Pleadings. However, the courts, in biased hostility, etc. refused to allow JURY trial demanded; and other Rights under the Constitution. Having admitted that the court was illegal, unlawful, unConstitutional under defective Amend.17-Senate, the court proceeded to rip the Constitution to shreds. The U.S.D.Ct. dismissed, and issued a fraudulent Memorandum. The Appellant challenged the Dismissal and the Memorandum...which challenge was Admitted, Admitted/Averred as TRUE; and is Prima Facie Evidence in Appendix.

Appellant, in Affidavit Disclaimed Jurisdiction/Authority of the court for violation Constitutional Rights and Declared the Court OUTLAW. AAAT/PFE

The U.S.C.A.1. promptly dismissed the Appeal. Appellant, Rt.Rev.Dr.Edward Wayland challenged the dismissal; and his challenge was Admitted, Admitted/Averred as TRUE; Prima Facie Evidence. Appellant filed Affidavit/Disclaimer/ Declaration of Outlaw; and FIRED the entire court. AAAT/PFE.

For violation of multiple Constitutional Rights of Appellant, the courts lost jurisdiction/authority; and, for continual violation, ceased to be constitutional courts (AmJur2d; res judicata) AAAT/PFE

For

GOD, not the courts has jurisdiction of the Church.

VII

C.I.A....I.R.S.

The government of the United States, the Appellee, declared secret war upon the Sovereign Citizens May, 1954. This fact is absolutely established by Training Manual of the C.I.A. T.M.-SW7905.1 Thus, Appellee has Failed-to-Protect. AAAT/PFE

The C.I.A. openly admits it is not accountable to the Sovereign Citizen...nor any political (paid professional mercenaries, called politicians) entity. That the C.I.A. is the dirty-tricks extension of the elite and super-elite, the local and international bankers, doing THEIR bidding...not that of the U.S. Constitution.

(T.M.SW7905.1 pg. 8,9,10,11,12) AAAT/PFE

And that the I.R.S. is the Department of Dirty Tricks (D.D.T.) of the C.I.A. though masquerading as a branch of the Treasury Dept. (pgs 40-47). However, where no lawful, legal, Constitutional provisions have been made for establishing the I.R.S., such an organization is not a branch of the government; but a private organization of some kind acting under false "fronts". AAAT/PFE

The C.I.A. has declared war upon all religions...as its most dangerous enemy...and the attacks by the I.R.S. upon Appellant, and the CHURCH, are orders of the C.I.A. being accomplished by the I.R.S. Thus, the I.R.S. is obeying the C.I.A....not the Constitution. As such, both are unregistered agents for foreign powers, principalities, etc. AAAT/PFE

Appellee, U.S.A., has elected to defend unregistered foreign agents.

VIII

CONSTITUTIONAL PROVISIONS RELIED ON:

& CASES CITED WHICH MAINTAIN JURISDICTION

Under the Constitution; Common Law Public-Wrong: the Burden-of-Proof remains upon government, the Appellee (U.S.S.Ct. AmJur2d Constitutional Law, res judicata) AAAT/PFE

Thus, the Appellee having FAILED to prove the government acted lawfully, legally, Constitutionally and in good faith, has ADMITTED to all charges of illegal, unlawful, unconstitutional, FRAUD, bad faith and total lack of jurisdiction/authority. AAAT/PFE And thus, Appellant's charges remain as Prima Facie Evidence which can not be ignored in the U.S.S.Ct. as they have been in the lower courts. For then, Appellant has been denied the Amend. 1 Right to petition for redress of grievance; and has been denied Justice and Access-to-Justice.

CONSTITUTIONAL VIOLATIONS OF APPELLEE

- A. Article 3. Denies access to courts in cases at law and equity. Denies mandated jury trial (Common Law Public-Wrong).
 - B. Article 4. Denies Equal Privileges and Immunities; establishes false and fraudulent "sovereign immunity" of the servant which cannot be found anywhere in the Constitution.
 - C. Article 6. Denies the Constitution is the Supreme Law of the Land; and by subornation corrupts judges, officials, etc. to break their individual Art.6 oath/affirmation
 - D. Amendment 1. Violates ESTABLISHMENT, FREE EXERCISE clauses; Denies Freedom of Speech; Denies Right to Petition the government for Redress of Grievances (especially when the government is the SOURCE of the grievances); Abuses the RIGHT TO BE LET ALONE.
 - E. Amendment 2. Denies the RIGHT to protect self and property by (royal) fiat and falsely under "color-of-law".
 - F. Amendment 4. Fails-to-Protect; in denying security of person, property, houses, papers and effects...without DUE PROCESS and especially violates the honorable FEUDAL FREEHOLD.
 - G. Amendment 5. Denies fair, public, speedy trial by impartial jury; denies assistance of counsel; denies Procedural Safeguards; etc.
 - H. Amendment 6. Denies fair, public, speedy trial under Due Process; seizes without just compensation; compels witness-against-himself, etc.
 - I. Amendment 7. Denies Common Law Jury Trial per pais peers.
 - J. Amendment 8. Establishes excessive, cruel, and unusual punishments without redress; without Due Process; without trial.
 - K. Amendment 9. Denies Sovereign Citizen Sovereign Immunity and all mandates of Sovereignty (Preamble, Amen.9,10) and all other unenumerated RIGHTS on the fraudulent "legalism" basis that if it is not spelled out, it is invalid, illegal...especially if for the protection of the Citizen, who is considered to be the enemy of government.
 - L. Amendment 10. Denies the Sovereign Citizen Sovereign Immunity; and many, many other RESERVED RIGHTS; and assumes, usurps, and abuses powers not enumerated, not granted. (Amend.9)
 - M. Amendment 13. Attempts to subordinate Sovereign Citizen into class of involuntary servitude & peonage, without proper conviction of any crimes; and without jurisdiction/authority of any LEGAL court; without permission/consent.
 - N. Amendment 14. Attempts to convert Sovereign Citizenship into a privilege-grant by government; relegates RIGHTS to be subordinate to state-grant privileges; Denies Due Process; Equal protection, privileges, Immunities.
- Amendment 16,17:
upon which the Title 26 & 28 U.S.C. are based, was never issued by Constitutional 2/3rds of Congress; never ratified by 3/4ths of the legal states; and IMPROPERLY "signed" into (pseudo)law.

Thus, both Amendments being UNConstitutional (1913-1915), enforcement directly, or by "color-of-law" statute is FRAUD. AAT/PFE.

- P. Federal Reserve Act of 1913...illegal, unlawful, unConstitutional wherever it changes the Constitutional Monetary System by STATUTE (Amend.17-Senate) and not by AMENDMENT to the Constitution as is mandated. This, under defective Amend.17-Senate can not be done.

Q GOD's Law of Liberty & Justice

This Nation is established as a Christian Nation, and has been dedicated to GOD numerous times (beginning with the Shipboard Covenant, 1636). The Common Law of the Christian Nation, the TRUE Common Law, is the Christian Common Law founded upon the Scripture. Therefore, such "statutes" as violate the honor, honesty, decency, morality, establish FRAUD and CRIMINALITY by usurping the functions of the Christian Church illegally, unlawfully, unConstitutionally (in violation of Amend.1); and establish HUMANISM as the government church....which is strictly prohibited.

All the above violations are AAAT/PFE

The FOUNDERS warned of such usurpations and corruptions and government anarchy. Carefully, they built Safeguards into the Constitution...which by secret collusion of the branches of government, quasi-government, and private whatevers, have been eroded away.

Justice Douglas went right to the source of the problem clearly and bluntly in *Branzeberg v Hayes* 408 U.S. 665:

For an understanding of these principles it is essential to keep clear the crucial difference between 'the rights' of the governed and 'the powers' of the governors. And at this point, the title 'Bill of Rights' is lamentably inaccurate as a designation of the first ten amendments. They are not a 'Bill of Rights' but a 'Bill of Powers and Rights'. The Second through the Ninth Amendments limit the powers of the subordinate agencies on order that due regard shall be paid to the private 'rights of the governed'. The First and Tenth Amendments protect the governing 'powers' of the people from abridgment by the agencies which are established as their SERVANTS. In the field of our 'rights', each one of us can claim 'due process of law'. In the field of our governing powers, the notion of 'due process' is irrelevant.

And, also, in *Olanstead v U.S.* 277 US 438, Justice Brandeis WARNED in clear, sharp language:

When these unlawful acts were committed they were crimes only to the officers individually. The government was innocent, in legal contemplation; for no federal official is authorized to commit a crime on its behalf. When the government, having full knowledge, sought, through the Department of Justice, to avail itself of the fruits of those acts in order to accomplish its own ends, it assumed moral responsibility for the officer's crimes.. And if this court should permit the government, by means of its officers' crimes, to effect its purpose of punishing the defendants, there would seem to be present all the elements of a ratification. If so, the government itself would become a lawbreaker.

.....Decency, security, and liberty alike demand that government officials shall be subject to the same rules of conduct that are commands to the citizen. In a government of laws, existence of the government will be imperiled if it fails to observe the law scrupulously. Our government is the potent, the omnipresent teacher. For good or for ill, it teaches the whole people by its example. Crime is contagious. If the government becomes a lawbreaker, it breeds contempt for law; it invites every man to become a law unto himself; it invites anarchy. To declare that in the administration of the criminal law the end justifies the means--to declare that the government may commit crimes in order to secure the conviction of a private criminal--would bring terrible retribution.

Against that pernicious doctrine this court should resolutely set its face.

Under the Common Law: Public-Wrong, whenever government, of sub- or quasi-government, is one of the litigants, regardless of alleged "civil"(or other) labels, the case is totally CRIMINAL: and all Procedural Safeguards apply....including the most important of all...COMMON LAW JURY TRIAL per pais peers (by the country, not by the government)

The warnings of Olmstead apply to instant case; and remain a warning to government, Appellee, as to its actions...and the most certain results thereof (or is this a deliberate campaign to do just that??). For such actions violate the provisions that this nation is a REPUBLIC..and the Sovereign Citizen retains the absolute RIGHT to REVOKE his "consent of governed" (Preamble;A.9, 10;Declaration of Independence). AAAT/PFE

Appellant, Rt.Rev.Dr.Edward Wayland, has NOT agreed that the quasi-branches, the lower court, Appellee, should act in criminal capacities...and get away with it. He has NOT agreed to put the stamp of approval upon CRIME, be it individual or governmental. And has denied his permission/consent. He is also forbidden by his Lord GOD to honor or to glorify such evil...for such actions are of satan (the destroyer, deceiver)..not of GOD (the builder, creator). AAAT/PFE

The lower courts can not set a "standard" as to what a Church or Church-property is. Nor can the lower courts interfere in the FREE EXERCISE of any beliefs: (res judicata AAAT/PFE)

Civil No. S-1954 Universal Life Church v U.S.A.

Neither this Court, nor any branch of this government will consider the merits or fallacies of a religion. Nor will the court compare the beliefs, dogmas, and practices of a newly organized religion with those of an older, more established religion. Nor will the Court praise or condemn a religion, however excellent or fanatical or preposterous it may seem. Were the Court to do so, it would impinge upon the guarantees of the First Amendment.

In short, the Court merely finds that the plaintiff's ordination of ministers, its granting of church charters, and its issuance of Honorary Doctor of Divinity certificates are not substantial activities which do not further any religious purpose. Furthermore, the facts outlined supra reveal that the plaintiff requested, but did not require, free will offerings in performance of these activities.

It is THEREFORE ORDERED that the Plaintiff be and is entitled to a Federal Tax Exemption and to a refund of all

moneys levied against by the defendant with interest thereon from the date of levy, March 19, 1970

It is FURTHER ORDERED that defendant's counterclaim be and is dismissed and the Plaintiff is entitled to recover the reasonable costs of the suit herein

It is also ORDERED that the Plaintiff submit an appropriate judgment in accordance herewith.

Done and dated this 27th day of February, 1974

James F Battis...U.S.D.Ct. judge

The above illustrates the numerous cases that establish the immunities of Appellant CHURCH on the basis of Amend 1,9,10, etc.

Sovereign Citizen Sovereign Immunity Appellant, Rt.Rev.Dr. Edward Wayland, was ordained as Minister, denomination Quaker, by GOD 1/6/38, Philadelphia (and by man both church & school later).

AAAT/PFE

Thus the lower courts have, in effect, called a Christian Minister a LIAR; and have violated Amend.1 ESTABLISHMENT and FREE EXERCISE clauses. In electing to defend the criminality of the I.R.S., Appellee has ADMITTED to the criminality...and has assumed that criminality. AAAT/PFE

LISTED BELOW ARE A COMPENDIUM coveing various total aspects:

One of the great objects of government is to protect the life, liberty and property of the individual citizen.
Chisholm v Georgia (16AmJur2d Const.Law s.328+

The U.S. is entirely a creature of the Constitution...
Marbury v Madison 1 Cranch 137(1803)
Reed v Covert 354 US 1,17
Geoffrey v Riggs 133 US 258,267
etc.etc.etc.

There can be no sanction or penalty imposed upon one because of his exercise of Constitutional Rights
Sherar v Cullen 481 F2d 496

Ordinarily it is sound policy to adhere to prior decisions, but this practice has quite properly never been a blind inflexible rule
Green v U.S. 356 US 165
(for, only litigants of a case are bound by that case-decision..if the court has violated no Const.Rights)

Yet, only the findings of Common Law JuryTrial per pais peers with right to determine facts and law (Gerogia v Brailsford, Dall (1794) can be lawfully cited; anything else is Judiciary-"make-law". However, this applies only to decisions..and not to Admitted/Averred Complaints and Pleadings which remain TRUE permanently) AAAT/PFE

Denial of JURY TRIAL is Denial of DUE PROCESS
16AmJur2d Const.Law: S.20,21,548-550+
47AmJur2d JURY: S.20,21,47+,52,53,83+

The view has been taken that a court sitting without a jury, where there is a right to a jury trial which has not been waived, has no jurisdiction of the case. (s.20)

And that where a juryfound the law was contrary they had the right to so decide.

U.S. v Dougherty 473 F2d 1113,1130
U.S. v Maylan 417 F2d 1002
etc.etc.etc.

The jury trial is a RIGHT
Kansas v Colorado 206 US 46
Julliard v Greenman 110 US 421
Hill v Philpott 445 F2d 144
etc.etc.etc.

Where rights secured by the Constitution are involved there can be no rule making or legislation which would abrogate them.

C.J.Earl Warren in Miranda

Denial of Jury Trial, or a Jury that is hampered, restricted, or deceived by the Judiciary is government-Tyranny.

A Jury is a safeguard against arbitrary law enforcement
Williams v Florida 90 S.Ct. 1893,1905

No arbitrary and unlimited power is vested in any department; such power is regarded as a condition subversive of the Constitution; and the chief characteristic and evil of tyrannical and despotic forms of government.

16AmJur 2d s.212

In numerous cases the courts have held that property which is not the fruit or instrumentalities of a crime, or contraband, is not subject to seizure.

Gould v U.S. 255 US 298

Boyd v U.S. 116 US 616,630

Mapp v Ohio 367 US 643

etc.etc.etc.

A LIEN is a seizure.

The Appellee has failed to prove the CHURCH is a Crime or a Contraband. In fact, the Boyd,etc. citations above prove and establish absolute ownership in ALLODIAL FREEHOLD;and deny to government any kind of seizure except Crime or Contraband.

The CHURCH property seized is under further protection. AAAT/PFE

To bereave a man of life, or by violence to confiscate his estate, without accusation or trial would be so gross and notorious an act of despotism, as must at once convey the alarm of tyranny through the whole kingdom.

Blackstone, Commentaries Bk 1, Ch.1, pg 135

The hard-core aethiests in Russia and other godless "nations" must be cheering wildly the seizure of Christian CHURCH. Especially because the LIEN is improper, illegal, unlawful, unConstitutional, and has never been authorized or issued by Constitutional Court or Constitutional judge that has been proven to have jurisdiction/authority to do so. Nor has it been proven to have the permission/consent of Appellant, Rt.Rev.Dr.Edward Wayland. AAAT/PFE

By the law of the land is most clearly intended the general law; a law which proceeds upon inquiry, and renders judgment after trial. The meaning is that every citizen shall hold his life, liberty, property, and immunities under the protection of the general laws which govern society. Everything which may pass under the form of an enactment is not, therefore, to be considered the law of the land.

Dartmouth College v Woodward 4 Wheat 518,581(1819)

(Fourteenth Amendment) was intended to protect those rights of persons and property which by the Declaration of Independence were affirmed to be inalienable rights

Monongahela Navigation Co v U.S. 148 US 312,324(1892)

The term "due process of law" as used in the Federal Constitution has been repeatedly declared to be the exact equivalent of the "law of the land" as used in the Magna Carta..

16AmJur2d s.546+

And, to the chagrin of the aethiest and godless, the Magna Carta was based upon, founded upon the Old and New Testaments: man's attempt to interpret the Word of GOD into man's law.

Law of the Land means the Common Law
State v Simmons 2 Spears 761,767(1884)
Taylor v Porter 4 Hill 140,146(1843)
etc.etc.etc.

The very essence of civil liberty certainly consists in the right of every individual to claim the protection of the laws whenever he receives an injury
Marbury v Madison 1 Cranch 137

This the lower courts, quasi- sub-divisions of government, Appellee have repeatedly, most stubbornly denied; and claimed fictional immunities for themselves which they could not prove nor substantiate. Assumption not being a proof, Appellee has thus admitted to Felony and Treason. AAAT/PFE

A party's affidavit disqualifying the judge, who has (or has not) jurisdiction over a case, if the disqualification is valid, deprives the judge of further authority to act in the case.

20 AmJur2d sec.150

Nelson, of the U.S.D.Ct. was disqualified by Affidavit and Theological Judgment for violation of Constitutional Rights. Thus, making the U.S.D.Ct. "order" totally invalid. And, the entire U.S.C.A.1. was FIRED for the same reasons; thus making the U.S.C.A.1. "order" totally invalid. This was done at the insistence of the Appellee. In addition, under defective Amend.17-Senate, the only lawful, legal, Constitutional redress of Grievance is by JURY... not by "judge". AAAT/PFE

A failure to perform a promise (Breach of Contract, Breach of Covenant, Breach of Faith) the performance of which is a condition precedent, is an excuse for non-performance of the promise made by the other party.

17AmJur2d Contracts Sec.398+

Aft.X Const.Mass.

Amend.4 U.S.Const.

Fails-to-Protect (7203269-M) AAAT/PFE

The general rule is that an unconstitutional statute, though having the form and name of law, is in reality no law, but is wholly void and ineffective for any purpose, since unconstitutionality dates from the time of its enactment, and not merely from the date of that decision so branding it...No one is bound to obey an unconstitutional law and no courts are bound to enforce it.

16AmJur2d sec.177

In order for a statute to be legal, lawful, Constitutional, it must pass Congress as prescribed by the Articles governing; must be passed by legal state representatives and senators.

However, even if it conforms to the Constitution, under defective Amendment 17 senate (since 1915), an illegal, unlawful, unConstitutional Senate can not act on legislation of any "laws".

Nor can the Judiciary "make-law" as they attempted to do in Knox v Lee (1871) and Julliard v Greenman (1882) by establishing the right of the U.S. to determine "legal tender" and the printing of paper money (which rights the U.S. did NOT have). Although these decisions have been much heralded by the criminal element, they are totally unconstitutional and invalid.

The two judges, Strong and Bradley, responsible for Knox & Julliard were appointed by Grant, who, unfortunately came from the TERRITORY of Ohio (Admitted/Averred as Amend.16: 72-3269-M) and was thus not the legal, lawful, Constitutional president and

no authority to appoint even a dog-catcher..much less two questionable to the U.S.S.Ct. bench.

One of the most important cases of the last 50+ years developed into a Common Law Jury Trial per pais peers...a rarity since the Civil War...Jerome Daly v First National Bank of Montgomery, December 7, 1968.

This case is ignored because a "justice" presided over it... and the fact is minimized (if mentioned at all) that it was the JURY that made the decision and the verdict. This is the absolute RIGHT of the Sovereign Citizen Sovereign Immunity! And it is the JURY of Sovereign Citizens that determine the fact and the law. Thus: a Common Law JURY verdict is of far, far greater weight than any U.S.S.Ct. findings. For, Amendment 7 states that such a finding cannot be challenged but under the Common Law. Which Common Law? That derived and determined as CHRISTIAN. The Daly verdict has not been challenged; and is now ADMITTED, ADMITTED/AVERRED AS TRUE; Prima Facie Evidence:

(the Daly JURY affirmed the Hepburn v Griswold (1870 U.S.S.Ct. finding that only gold/silver is lawful money).

Plaintiff's act of creating credit is not authorized by the Constitution and Laws of the United States, is unconstitutional and void, and is not a lawful consideration in the eyes of the law to support any thing or upon which any lawful rights can be built. It has never been doubted that a Note given on a Consideration which is prohibited by law is void. The emission of Bills of Credit upon the books of Private Corporations for the purposes of private gain is not warranted by the Constitution of the United States and is unlawful. See Craig v Mo. & Peters 912. This court can tread only that path which is marked out by duty.

This JURY trial established that the federal reserve note is not lawful, legal, Constitutional DOLLAR. And the I.R.S. has Admitted/Averred it has NO JURISDICTION OF THE FEDERAL RESERVE NOTE. AAAT/PFE

Another important case is that of Edward Wayland v U.S.A., No. 72-3269-M, 5/31/79. In that case the JURY found for the Plaintiff; and all complaint and pleadings were AAAT/PFE

(Appellee has refused to pay the JURY verdict in DOLLARS as the JURY authorized, which, as of 5/31/82 is more than \$12,774,000+; thus establishing the Appellee as a liar, thief, deadbeat.AAAT/PFE)

The pleadings proved Amendment 16 is unconstitutional.

The pleadings proved the federal reserve note is not lawful, legal, Constitutional; is NOT a dollar.

The pleadings proved that the United States of America, Appellee has FAILED TO PROTECT the Sovereign Citizen as required by the Constitution.

The pleadings proved that the JURY (not any gov't agency) is the final, unappealable authority.

The pleadings proved that the Appellee has two sets of mathematics (a) when the citizen wins judgment; and (b) when the citizen is unable to defend himself. By the mathematics of (b), Appellant Rt.Rev.Dr.Edward Wayland, Christian Minister, was awarded by the JURY, 12,774,000+ DOLLARS...which Appellee REFUSES to pay, though having admitted to the claim as valid. AAAT/PFE

The I.R.S. has ADMITTED that the LIEN upon the Christian CHURCH is RETALIATION for the 72-3269-M case.

Thus, Appellee is not only in Contempt-of-Court, but in Contempt-of-the-Constitution. In upholding the criminality of the quasi-sub-branch is to become accessory; and, continued criminality exceeds that of the agent. AAAT/PFE

IX

ARGUMENT

Jesus Christ did not come to win popularity contests.
HE came with Mandate.

Appellant, Rt.Rev.Dr.Edward Wayland, Christian Minister presents this same Mandate to the Court.

Nelson in refusing to get off the case in the U.S.D.Ct.; and in denying Jury Trial, Due Process, fair & unbiased trial, etc.etc. lost all jurisdiction/authority of the case; and his findings are null and void as though they had never been made. AAAT/PFE

The U.S.C.A.1., which had previously stated the Constitution of the U.S. is not valid law, in upholding unConstitutional Nelson in being accessory-to-crime, also lost all jurisdiction/authority; and, for continued violations of the Constitutional Rights, under Sovereign Citizen Sovereign Immunity authorities was FIRED. AAAT/PFE

The Department of Justice, when charged with being illegal, unlawful, unConstitutional under defeative Amend.17-Senate, failed to prove otherwise. AAAT/PFE. Thus, no part of the Dept. Justice has the jurisdiction/authority to file any pleadings, motions, etc. in court. When this fact and law were presented to the courts, both refused to DEFAULT Appellee.

Appellees admitted to stealing 50,000 f.r.n. from Appellant's postoffice box. In protecting the I.R.S., the Appellee is, of course, accessory-to-Felony, Anarchy, etc. AAAT/PFE

Appellee also admitted to deadbeating the Sovereign Citizen, Rt.Rev.Dr.Edward Wayland, out of JURY verdict, which now amounts to more than 12,774,000+ dollars. AAAT/PFE

Appellee admitted to Perjury, Felony, Treason, Anarchy, Outlaw... and Blasphemy. AAAT/PFE

Appellant, Rt.Rev.Dr.Edward Wayland, has NOT agreed to such an Anti-Christ form of government; nor can he grant his permission/consent to be governed by the Anti-Christ.

The final arbiter of controversies wherein the government is self-serving its own interests on all government-issue is by the Sovereign Citizen Sovereign Immunity Common Law Jury Trial per pais peers. This has been illegally, unlawfully, unConstitutionally denied.

The government, to determine on government-issue, violates both the Constitution and the Common Law (Christian). The government is then acting in its own self-serving interests; and, by law the government cannot be both litigant and judge of its own issues and interests. This violates Amend.1,4-10,13,14,etc. AAAT/PFE

Furthermore: Amendment 1 establishes ABSOLUTE Church Rights,etc. res judicata AAAT/PFE. Neither the government nor the courts, nor the Common Law Jury can violate them. To do so is to destroy the Constitution. That is TREASON.

The lower courts are in contempt-of-constitution. AAAT/PFE

Thus, where the Preamble, Amend.1,9,10; Declaration of Independence affirm that the Citizen is Sovereign, such Breach-of-Contract by government releases all further obligation from the Sovereign Citizen; and automatically REVOKES permission/consent of Governed. For, Amendment 1 guarantees petition for redress. This has been denied. That is TREASON. AAAT/PFE

In addition, the lower courts are illegal, unlawful, unconstitutional. AAAT/PFE

Amendment 17 came out of Congress many votes short of the required Constitutional 2/3rds vote; and was illegally "ratified" by 3/4ths of the states...several of which, even at this date, are still illegal..never having been properly admitted into the Union. Thus, Amendment 17 was improperly signed into "law". And every senate, elected after 1915, is illegal, unlawful, unconstitutional, without jurisdiction/authority. AAAT/PFE

This the courts have admitted.

This the Dept. Justice has admitted.

This the I.R.S. has admitted.

This the Appellee has admitted.

So, why has JUSTICE BEEN DENIED?

"case-citation" by the government to establish fraudulent "jurisdiction" is, of course, nonsense. The Judiciary does not have the authority to Legislate. Nor does it now have the authority to preside over controversy wherein gov't is one of the litigants without the presence of Sovereign Citizen Sovereign Immunity Common Law Jury per pais peers. AAAT/PFE

For the courts to deny justice to Appellant is more than misfeasance and malfeasance. It is Felony, Anarchy, Treason. AAAT/PFE And, in calling a MINISTER a liar, is, in effect calling Jesus Christ and the Lord GOD a liar. That is Blasphemy.

No Christian is required to honor Blasphemers. Watergate. Nuremberg, Scripture. AAAT/PFE

The lower courts have established they are Anti-Citizen, Anti-Christ, and Anti-GOD. These are the prime, fundamental requisites of Communism...the Anti-Religion of Satan and those who do his bidding. Are the judges therein Communists? Rt.Rev.Dr.

Edward Wayland states Yes. Whether they realize it or not, they and their actions (by their fruits ye shall know them) so state. For, they most certainly are NOT americans. AAAT/PFE

Thus, Appellant, Rt.Rev.Dr.Edward Wayland, makes appeal to this court without valid lower court decisions; for each decision is a betrayal of the Constitution of the United States, the Common Law, Theological Law, etc.etc.

Sovereign Citizen Sovereign Immunity Appellant, Rt.Rev.Dr. Edward Wayland, Christian Minister, herein demands this Court ABIDE by the provisions of Amendment 1 ESTABLISHMENT and FREE EXERCISE clauses; or, in the alternative furnish, in lawful manner, Common Law Jury Trial per pais peers by Sovereign Citizen Sovereign Immunity Jurors.

And that such trial be made without interference or harassment by Amend.17-Senate judge...or U.S.Attorney (Dept.Justice)

X

SUBSTANTIAL REASONS

Denial of Constitutional Rights is Tyranny.

The attack upon the Christian CHURCH is attack upon GOD.

No nation has ever survived without GOD.

When Appellant was in politics he quickly learned that an honest man cannot survive in politics because he can not be trusted. By the people? By the politicians?

William Penn, 1681, stated bluntly that either the nation is governed by GOD or ruled by tyrants. AAAT/PFE

It is, unfortunately, a sad truth that no tyrant recognizes his own tyranny. By 1775-standards, this nation has long surpassed, outdone, and outstripped the tyranny of George III. And those responsible for the present tyranny, ironically, do not recognize that it is tyranny. And, Tyranny is NOT of-GOD. AAAT/PFE

Sovereign Citizen Sovereign Immunity Appellant, Rt.Rev.Dr. Edward Wayland, Christian Minister, has the Guaranteed Amendment 1 Right to Petition the government for Redress of Grievance, the Right to Speak, Right to JURY Trial, Right to Freedom of Religion, etc.etc etc. AAAT/PFE

This is amplified by the Common Law (Christian not former kings self-serving court) which are brought into instant case by Common Law Amendments 9 and 10, unenumerated and reserved Rights. And by Amendment 14; Declaration of Independence: inalienable Rights. Thus, under the Common Law and the Constitution, Appellant has the Common Law Absolute, inalienable Right to Common Law Jury Trial per pais peers. Appellee has not only failed to prove otherwise; but has defaulted, and thus AAAT/PFE.

Under the Common Law Public-Wrong, whenever government is one of the litigants...or when government elects to defend any quasi-what.. regardless of "civil" labels, the case is Public-Wrong: CRIMINAL. Thereby Appellant has the Absolute Inalienable Right to Due Process, Fair Trial, Impartial Judge, Procedural Safeguards, Jury Trial, etc. AAAT/PFE.

Nor can any government-citizen litigation be constitutionally called "equity", or "quasi"-equity. It remains a CRIMINAL trial.. which means: AT LAW. AAAT/PFE

The mandate of Amendment 7 is that decisions by a Common Law Jury cannot be reexamined (or challenged) except under Rules of Common Law...Christian..nor by the whim of frightened, intimidated, or Anti-Christ judges. See Jerome Daly for recent Common Law Jury Trial. This establishes that the Common Law Jury-Verdict is superior to that of the U.S.S.Ct...and MUST be upheld by the U.S.S.Ct....being 12 Sovereign Citizen Sovereign Immunity Jurors. Thus, any non-jury decision is not valid; and can NOT be judicially cited for any reason or purpose. Such purpose is, of course, improper regardless of motivation. And NO Sovereign Citizen, even the litigant of that case, can be bound by Judge-Made-Law. AAAT/PFE

NONE of the alleged "citations" by Appellee are valid. AAAT/PFE

Nothing is more essential to the preservation of the Rule of Law than the preservation of those Rights and Immunities retained by the individual, the Sovereign Citizen, by the Preamble, Bill-of-Powers-and-Rights of the CONTRACT: The Constitution of the U.S. Those Rights and Immunities are of inestimable value. These Rights and Immunities are absolute and inalienable. These Rights and Immunities constitute a fortress against the onslaught of tyrants, rogues and scoundrels.

Without PROPERTY Rights there are NO rights and immunities.

Without JURY Trial there can be no property rights.

This Jury Trial must be at Common Law per pais peers (by the country) on all government-issue. Only by such a JURY can the Sovereign Citizen determine HOW he is to be governed..which "laws" he accepts, and which "laws" he determines to be government usurpation, thereby illegal, unlawful, unConstitutional. It is only by such Safeguards can the consent-of-the-Sovereign Citizen be assured. Not otherwise.

And it is established, res judicata, that when the government denies, deprives, or violates any Constitutional Right of the Sovereign Citizen Sovereign Immunity, that government, division, branch, department, quasi-what, completely and unutterably loses all jurisdiction/authority of the case and the individual (Amend.4) This is established by the Constitution, and by GOD's Law of Liberty and Justice. AAAT/PFE

The United States, being declared a CHRISTIAN nation, no part of government has the jurisdiction/authoritly to attack, injure, or restrain a CHRISTIAN CHURCH. For, GOD does not attack, injure or trestrain HIS own Church. This is the absolute mandate of Amendment 1. AAAT/PFE

This mandate the Appellee has cheerfully violated; and continues to violate with the same persecution-relish that brought Saul to confrontation with Jesus Christ. In attacking a Christian CHURCH, Appellee has declared himself to be Anti-Christ...which cannot be sustained in a CHRISTIAN nation.

Woe unto them that decree unrighteous decrees and that write grievousness which they have prescribed.
To turn aside the needy from judgment and to take away from the poor of MY people that widows may be their prey and that they rob the fatherless.
And what will ye do in that day of visitation and in the desolation which shall come from far to whom will ye flee for help and where will ye leave your glory without ME they shall bow down under the prisoners and they shall fall under the slain. For all this HIS anger is not turned away but HIS hand is stretched out still. Isaiah 10:1-4

Woe unto you scribes and pharisees...
Woe unto you lawyers...

And if HE send HIS Wrath upon you, and upon your deeds, you are not they who can supplicate HIM; for you utter against HIS Righteousness great and powerful things.
To you there shall be no peace. Enoch 100:3

(Woe unto...is the direct curse of GOD)

The Constitution is the guardian of the Covenant in the United States. It IS the Covenant. Breach-of-Constitution is Breach of Contract, Breach of Covenant, Breach of Faith. The government has FAILED TO PROTECT the Sovereign Citizen and REFUSED to PROTECT the Christian CHURCH.

Which is its ONLY legitimate function.

This nation, of course, is now on the brink of Armageddon for mocking GOD in such decisions as are so horribly illustrated in this appeal from the lower courts. That this case should have been brought to the U.S.S.Ct. is a shame and a disgrace; and speaks poorly of the lower court morals, knowledge of law.

Wherefore, this Court has no alternative but to remove the LIEN from Christian CHURCH being attacked by the godless; or remand to a lawful court for Common Law Jury Trial per pais peers.

XI

CONCLUSION

No matter what the entire federal Judiciary system may, or may not say, claim, order; every Fact and Law brought up as Grievance in the Complaint, Pleadings, etc. by Appellant, Rt.Rev.Dr.Edward Wayland, IS ADMITTED, ADMITTED/AVERRED as TRUE...and can never be denied. A TRUTH remains TRUE for all time. There are no temporary truths.

That the U.S.D.Ct. and U.S.C.A.1. dismissed in violation of the Constitution is prima facie evidence that neither court is concerned with TRUTH.

And even less concerned with JUSTICE. AAAT/PFE

Appellee, and underling criminals have NO jurisdiction/authority to put LIEN upon Christian CHURCH; and refusal to remove when so demanded compounds the Criminal Actions with which they are charged. AAAT/PFE

In a Christian nation, no non-christian, nor those doing the bidding of satan, can sit with impunity in Judgment of the Lord GOD or His Ministers; nor assume jurisdiction/authority by illegal usurpation against the Christian CHURCH. AAAT/PFE

The Nuremberg mandate is quite clear. The U.S.S.Ct. justices stated that no citizen is required to obey an evil law or evil order. This is the same Mandate of Scripture. No Christian is allowed to honor or to glorify that which is of satan. Appellee has been so charged. AAAT/PFE

The denial of mandated and guaranteed Constitutional Rights.. which the Sovereign Citizen RETAINED via the Declaration of Independence, Preamble, Amends.9,10 bluntly deny jurisdiction/authority for violations of the Citizen's SOVEREIGNTY...by any and all branches of the government, including the lower courts. AAAT/PFE

Appellant, Rt.Rev.Dr.Edward Wayland, Christian MINISTER, has, at all times demanded proof that the relevand,etc. branches of government are legal, lawful, Constitutional. Including the U.S.D.Ct. U.S.C.A.1.

All have failed to prove AAAT/PFE

Such failure, under Burden-of-Proof, absolutely identifies the LIEN upon Christian CHURCH as FRAUD, perpetration of Felony, Treason, Anarchy by the various Criminal groups involved, including Appellee. AAAT/PFE

The greatest RIGHT (which has been violated) remains:

THE RIGHT TO BE LET ALONE

In a Republic this is THE Prime Right.

An individual in a Republic is a Sovereign majority of ONE; and cannot be compelled to obey the alleged majority of mob-rule "democracy" without his express permission/consent. Force and coercion to attain and obtain that compliance is NOT consent. It cannot be assumed, nor implied, nor under deceit. VOLUNTARY means just that: VOLUNTARY.

That it has become necessary to appeal instant grievance to the U.S.S.Ct. is prima facie evidence that irresponsible, miniature Hitlers dominate the lower courts (who have violated and continue to violate the Rights of Appellant). This is no accident. It did not "just happen". See T.M.-SW7905.1

All branches of government have lost any alleged jurisdiction/authority of the person/property/papers/effects of Appellant, Rt. Rev.Dr.Edward Wayland. The "findings" of the lower courts, being unconstitutional, are thus null and void as though they had never been made (AmJur2d Constitutional Law, Court, Jurisdiction, Jury,

Taxpayer Action). Sould this court refuse to redress grievance by refusing to docket or by dismissing in "memo" decision, then the government of the United States has self-declared to be TYRANNY. And has released the Sovereign Citizen to redress his grievances himself. Such government violations qualify as Perjury, Felony, Treason, Anarchy, Outlaw. And are not the actions of responsible, accountable government. AAAT/PFE

Appellant, Rt.Rev.Dr.Edward Wayland, has NEVER agreed nor consented to such Criminality. As a Christian cannot be compelled to go against the Word of GOD.

Rome fell because it tried godless force.

Is it now the turn of the United States?

Yes.

It is WRITTEN, both in Scripture and in Body of Liberties that the word of the Minister is equivalent to 2-3, or more, witnesses. Therefore, all filings by Rt.Rev.Dr.Edward Wayland are AFFIDAVIT, whether so designated or not. As Affidavit, under the provisions of Acts, Matt.18:15-17, etc. all such Affidavit are THEOLOGICAL JUDGMENT, which must be honored in the courts. And which remain in effect as Theological Judgment, regardless of what satan-inspired courts or branches of government claim.

The Rights Guaranteed and Mandated by the Constitution... ARE...Appellant's Rights; and the courts must ENFORCE them, not misinterpret them.

The government is not required to enforce Theological Judgments (Body of Liberties), but it is required, by law to honor them. The lower court dismissals and guaranteed Constitutional Rights is the most shocking

DISHONOR.

For, no man can DISHONOR; nor call a Minister a LIAR (by dismissal) with impunity; and without being called to judgment for it.

Refusal to docket or to hear is further DISHONOR. Such refusal can be interpreted only as Anti-Justice, Anti-Christ.

No "civil" action, or inaction, can vacate THEOLOGICAL JUDGMENT. That which is bound on earth is bound in heaven. It cannot be loosed by "civil" frivolities or fol de rol.

Thus, Instant Case, and all prior briefs, petitions, motions, claims, demands, writs, pleadings (between 500-1000), each bing and remain AFFIDAVIT of Minister and regardless of Court semantics, is and remains for all time: THEOLOGICAL JUDGMENT.

Jesus Christ came with MANDATE..and thiscourt must abide by it, or face the Wrath of GOD at HIS Judgment.

THEOLOGICAL JUDGMENT

Approximately 1636, this nation was dedicated to GOD in Ship-board Covenant; which was affirmed numerous times since; at the

Constitutional Conventions, numerous courts, and branches of government. AAAT/PFE

In 1641, the first written law, the Body of Liberties (known as the Mass. Magna Carta) established and guaranteed FREEMAN, Allied Freehold, Jury Trial, Due Process...and many other Rights. Many of these were added directly to the Constitution of the U.S. Others remained part of the Common Law, from which they came; but the Entire Body of Liberties remains valid under Article 6 of the U.S. Constitution. AAAT/PFE

One of the most important changes the Body of Liberties inaugurated was that between government and the CHURCH. Formerly, the government was required to enforce Theological Judgments. The courts were no longer required to enforce. However, they, and other branches of government, were required to HONOR all such judgments. AAAT/PFE

To deny Constitutional Rights; to Dismiss is, or course, DISHONOR

Thus, under the provisions of the Body of Liberties, the authority of Scripture, and as Sovereign Citizen Sovereign Immunity, Rt. Rev. Dr. Edward Wayland, Christian Minister ordained by GOD 1/6/36, former scientist Manhattan Project, and thus qualified, herein establishes this as THEOLOGICAL JUDGMENT:

If you can do it, then I can do it
If I can't do it, then neither can you.

1. Title 26 U.S.C. is illegal, unlawful, unconstitutional; and no Christian is bound to observe it.
2. Title 28 U.S.C. is illegal, unlawful, unconstitutional; and no Christian is bound to observe it.
3. The I.R.S., together with all alleged "agents" is illegal, unlawful, unconstitutional; totally without jurisdiction/authority; and no Christian is bound to obey any of its "orders".
4. The I.R.S. has admitted to demonic-activity (T.M.SW7905.1) and, in infamy, is attempting to force upon the Christians the Mark-of-the-Beast: Number 666. This 666 is forbidden to all Christians in REVELATION. And is the precursor of evils, Armageddon, Judgment-to-come in the End Time (666 is the differentiation number of the computer).
666 is a horror and an abomination to all Christians
5. The Department of Justice is illegal, unlawful, unconstitutional, and has no jurisdiction/authority to act in any capacity in any court. It has ratified and is accessory to Mark-of-the-Beast. Thus, it, too, is a horror and an abomination.
6. The U.S.D.Ct., U.S.C.A.1. "orders" are illegal, unlawful, unconstitutional and issued without jurisdiction/authority and without permission/consent of Appellant.
7. The LIEN upon Christian CHURCH is FRAUD, False-and-Fraudulent documentation filed in public place (crime) and is thus null and void.

A Minister is required to Warn-the-Wicked. Nothing more. He may warn the wicked they are in danger of THE Judgment, and to present his witness. Under GOD's Free Will, the decisions made by those warned is personal and immediate. The Minister is NOT required to prove GOD. Only satan demands a myriad of "proofs"... which mean nothing, convince nobody, obscures justice, and creates the Legalisms that Jesus Christ cursed so Wrathfully.

But Jesus Christ also Mandated that the Believers are not to be yoked to those who have REJECTED GOD.

This, the lower courts have done.

SOVEREIGN CITIZEN SOVEREIGN IMMUNITY COMMON LAW JURY TRIAL per pais peers demanded at all times.

2A

UNITED STATES COURT OF APPEALS
FOR THE FIRST CIRCUIT

No. 82-1609.

RT. REV. DR. EDWARD WAYLAND,
Plaintiff, Appellant,

v.

UNITED STATES OF AMERICA,
Defendant, Appellee.

BEFORE COFFIN, Chief Judge,
CAMPBELL AND BOWNES, Circuit Judges.

ORDER OF COURT

Entered September 16, 1982

Treating the documents served on September 9, 1982
as a petition for rehearing, the same is denied.

By the Court:

JOHN M. H. GAY

Clerk.

[cc: Mr. Wayland and Messrs. Paup & Archer.]

UNITED STATES COURT OF APPEALS
FOR THE FIRST CIRCUIT

No. 82-1609.

RT. REV. DR. EDWARD WAYLAND,
Plaintiff, Appellant,

v.

UNITED STATES OF AMERICA,
Defendant, Appellee.

BEFORE COFFIN, Chief Judge,
CAMPBELL AND BOWNES, Circuit Judges.

ORDER OF COURT

Entered September 7, 1982

The motion to file one copy of the brief is granted.
The motions to proceed in forma pauperis and for appointed counsel
are denied. The appeal is dismissed as frivolous. 1st Cir. R. 12.

By the Court:

/s/ DANA H. GALLUP

Clerk.

[cc: Mr. Wayland and Mr. Flynn]

UNITED STATES COURT OF APPEALS
FOR THE FIRST CIRCUIT

FILED
IN CLERK'S OFFICE

SEP 21 10 39 AM '82

Rt.Rev.Dr.Edward Wayland

against

United States of America

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U.S. COURT OF APPEALS
FOR THE FIRST CIRCUIT

No. 82-1609

2C

ADMITTED, ADMITTED/AVERRED AS TRUE

PRIMA FACIE EVIDENCE

NOTICE OF APPEAL

Comes now the Sovereign Citizen Sovereign Immunity, Rt.Rev.Dr. Edward Wayland, as Minister, and herein gives Notice of Appeal to the United States Supreme Court; and demands instant case be certified in forma pauperis. to the U.S.S.Ct.

1. In violating the Constitutional Rights of Appellant, this court lost any alleged jurisdiction/authority it may have claimed; and which this court Admitted, Admitted/Averred as TRUE to NOT having.

2. That where this court, under defective Amend.17-Senate can not be impeached because it is illegal, unlawful, unConstitutional (which it has also Admitted/Averred as TRUE); it has been discharged under authorities retained under Sovereign Citizen Sovereign Immunities.. now can such a discharged court enter such an order as that for Sept. 16, 1982.

3. In denial and dismissal of instant case, the court affirms that it declared war upon the Sovereign Citizen (as of May, 1954); and is in Felony, Treason, Anarchy, Outlaw...and Blasphemy.

4. Sovereign Citizen Sovereign Immunity Rt.Rev.Dr.Edward Wayland herein DISCLAIMS JURISDICTION/AUTHORITY OF THIS AND THE LOWER COURTS FOR VIOLATION OF CONSTITUTIONAL RIGHTS.

5. Sovereign Citizen Sovereign Immunity Rt.Rev.Dr.Edward Wayland herein DECLARES THIS COURT AND THE LOWER COURTS AS OUTLAW; IN VIOLATION OF THE WORD OF GOD AND IN BLASPHEMY AS ANTI-CHRISTS.

6. Sovereign Citizen Sovereign Immunity Rt.Rev.Dr.Edward Wayland herein REVOKES his CONSENT OF GOVERNED; and charges that rogues and scoundrels in government posts is NOT what he has agreed to. (Preamble; Amend.1,4,9,10; Declaration of Independence; Body of Liberties, 1641; Magna Carta; Common Law; Theological Law)(see also Nuremberg).

Rt.Rev.Dr. Edward Wayland pro se
for a pauperis
Sovereign Citizen; Preamble.A.9,
Sovereign Immunity; " " "
Affidavit//Theological Judgment

RT. REV. EDWARD WAYLAND
P. O. BOX 283
MAVERHILL, MA 01830

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WAIVER

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IN THE SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 1982

RT. REV. DR. EDWARD WAYLAND, PETITIONER

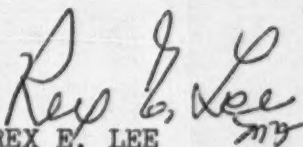
vs.

No. 82-5678

UNITED STATES OF AMERICA, RESPONDENT

WAIVER

The Government hereby waives its right to file a response
to the petition in this case, unless requested to do so by
the Court.


REX E. LEE

Solicitor General

NOVEMBER 15, 1982

cc: RT. REV. DR. EDWARD WAYLAND
P.O. Box 283
Haverhill, Massachusetts 01830
(Air Mail)

Ch
DEC 3

PAGE

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ORIGINAL

UNITED STATES SUPREME COURT
WASHINGTON, D.C.

RECEIVED

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OFFICE OF THE CLERK
SUPREME COURT, U.S.

Rt. Rev. Dr. Edward Wayland

against

United States of America

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No. 82-5678

OBJECTION TO ALLEGED "WAIVER"

Comes now the Sovereign Citizen Sovereign Immunity, Appellant, Rt. Rev. Dr. Edward Wayland, and herein objects to alleged "Waiver" filed with this court by alleged Solicitor General.

It was previously charged that the Solicitor General is illegal unlawful, unconstitutional under defective Amendment-17-Senate, and has absolutely NO jurisdiction/authority to file anything in any way whatsoever in this, or any other court. Having failed to deny, disprove (burden-of-proof upon gov't), nor even to answer, the Solicitor General has Admitted/Averred as TRUE. Thus, this filing is violation of law. This Court can not become accessory to violation of law.

Furthermore: Such "waiver" admits to the facts and the law of instant case; and further admits that there is NO ANSWER. Thus, this Court has no alternative than to declare FOR Appellant. That is the only permission/consent granted.

Rt. Rev. Dr. Edward Wayland *pro se*
forma pauperis
Sovereign Citizen; Preamble A. 9, 10
Sovereign Immunity; " " "
Affidavit//Theological Judgment

RT. REV. EDWARD WAYLAND
P. O. BOX 283
HAVERHILL, MA 01830

CERTIFICATE OF SERVICE

This is to certify that service of the foregoing has been made this 19th day of November, 1982 upon Appellee by depositing a copy thereof in the United States mail postage prepaid, and without admitting to validity of the alleged "Solicitor General", addressed to

Solicitor General
Dept. Justice
Washington, D.C. 20530

Rt. Rev. Dr. Edward Wayland *pro se*
forma pauperis

RT. REV. EDWARD WAYLAND
P. O. BOX 283
HAVERHILL, MA 01830

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